

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: Chairman Jon C. Sesso, on March 20, 2009 at 8:30
A.M., in Room 102 Capitol

ROLL CALL

Members Present:

Rep. Jon C. Sesso, Chairman (D)
Rep. Duane Ankney (R)
Rep. Dennis Getz (D)
Rep. Bill E. Glaser (R)
Rep. Ray Hawk (R)
Rep. Teresa K. Henry (D)
Rep. Cynthia Hiner (D)
Rep. Roy Hollandsworth (R)
Rep. Galen Hollenbaugh (D)
Rep. Llew Jones (R)
Rep. Dave Kasten (R)
Rep. Bill McChesney (D)
Rep. Walter McNutt (R)
Rep. Robert Mehlhoff (D)
Rep. Penny Morgan (R)
Rep. Bill Nooney (R)
Rep. Carolyn Pease-Lopez (D)
Rep. Don Roberts (R)
Rep. Cheryl Steenson (D)
Rep. Dan Villa (D)

Members Excused: None

Members Absent: None

Staff Present: Jon Moe, Legislative Branch
Samuel Speerschneider, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 5, 3/19/2009; HB 6, 3/19/2009;
HB 7, 3/19/2009; HB 8, 3/19/2009;
HB 9, 3/19/2009; HB 10, 3/19/2009;
HB 360, 3/19/2009; HB 487,
3/19/2009; HB 508, 3/19/2009; HB
659, 3/19/2009; HB 660, 3/19/2009

Executive Action: HB 6; HB 7; HB 8; HB 9; HB 10

Chairman Sesso asked Rep. McNutt to serve as Chairman for the day.

00:00:03 Vice Chairman McNutt

Presentation of Long Range Project:

00:02:35 Dick Iverson, Fort Peck Tribes
[EXHIBIT\(aph62a01\)](#)

00:05:05 Jim Salvivo, Fort Peck Tribes

HEARING ON HB 508

Opening Statement by Sponsor:

00:07:58 Rep. Bob Lake (R), HD 88, opened the hearing on HB 508,
Require Dept of Revenue to provide certain information
on website; RSS feed.

Proponents' Testimony:

00:11:58 Mary Wittinghill, Montana Taxpayers Association

Opponents' Testimony:

00:15:07 Alan Peura, Deputy Director, Department of Revenue

Informational Testimony: None

Questions from Committee Members and Responses:

00:18:50 Chairman Sesso
00:19:43 Ms. Wittinghill
00:20:00 Chairman Sesso
00:20:25 Mr. Peura
00:21:13 Chairman Sesso
00:21:31 Mr. Peura

00:22:00 Chairman Sesso
00:23:00 Rep. Lake
00:23:56 Chairman Sesso
00:25:02 Rep. Lake
00:26:13 Chairman Sesso
00:27:03 Mr. Peura
00:28:59 Rep. Getz
00:29:38 Ms. Wittinghill
00:30:44 Rep. Getz
00:30:48 Rep. Hollandsworth
00:31:17 Rep. Lake

Closing by Sponsor:

00:31:58 Rep. Lake

HEARING ON HB 360

Opening Statement by Sponsor:

00:33:10 Rep. Mary Caferro (D), HD 80, opened the hearing on
HB 360, Refundable earned income tax credit.

Proponents' Testimony:

00:35:52 Heather Keller, Earned Income Tax Credit recipient
00:38:17 Rep. Julie French, Montana Women's Democratic Caucus
[EXHIBIT\(aph62a02\)](#)
00:39:45 Rep. Diane Sands, HD 95
00:40:57 Sen. Carol Juneau, SD 8
00:43:28 Peggy Grimes, Executive Director, Montana Food Bank
Network
00:44:42 Don Judge, Working for Equality and Economic Liberty
00:46:09 Linda Gryczan, Montana Womens Lobby
00:47:07 Tara Veazey, Executive Director, Montana Budget and
Policy Center,
00:48:34 Bob Decker, The Policy Institute
[EXHIBIT\(aph62a03\)](#)

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

00:49:46 Rep. Caferro

HEARING ON HB 660

Opening Statement by Sponsor:

00:51:08 Rep. Art Noonan (D), HD 74, opened the hearing on
HB 660, Creating the Large-Scale Energy Development
Infrastructure Impact Act.

Proponents' Testimony:

00:54:46 Evan Barrett, Chief Business Officer, Governor's Office
for Economic Development
01:00:38 Dave Cole, Administrator, Community Development
Division, Department of Commerce

Opponents' Testimony:

01:03:36 Todd O'Hare, Rio Tinto Energy
EXHIBIT (aph62a04)
01:08:37 Willy Duffield, Executive Director, Montana
Association of Oil, Gas and Coal Producing Counties
01:12:36 Bud Clinch, Executive Director, Montana Coal Council
EXHIBIT (aph62a05)
01:18:24 Don Allen, Western Environmental Trade Association
01:23:21 Candace Payne, Southern Montana Electric Cooperative

Informational Testimony: None

Questions from Committee Members and Responses:

01:25:09 Rep. Ankney
01:25:48 Rep. Noonan

Closing by Sponsor:

01:26:46 Rep. Noonan

HEARING ON HB 659

Opening Statement by Sponsor:

01:32:06 Rep. Don Roberts (R), HD 56, opened the hearing on
HB 659, Require examination, recommendations for public
pension benefit and plan changes.

Proponents' Testimony:

01:33:00 Roxanne Minnehan, Executive Director, Montana Public
Employees Retirement Association
01:34:37 David Senn, Executive Director, Teachers Retirement
System
01:37:27 Tom Schneider, Montana Public Employees Association
01:39:27 Tom Bilodeau, Research Director, MEA-MFT

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses: None

Closing by Sponsor:

01:42:33 Rep. Roberts

HEARING ON HB 487

Opening Statement by Sponsor:

01:57:07 Rep. Walter McNutt (R), HD 37, opened the hearing on
HB 487, Classify as business inventories certain farm
implements and construction equipment.

Proponents' Testimony: None

Opponents' Testimony: None

Informational Testimony: None

Questions from Committee Members and Responses:

02:02:56 Rep. Hollandsworth
02:03:28 Rep. McNutt

Closing by Sponsor:

02:04:30 Rep. McNutt

HEARING ON HB 9

Opening Statement by Sponsor:

02:28:23 Rep. Galen Hollenbaugh (D), HD 81, opened the hearing on HB 9, Cultural and aesthetic grant appropriations.

Questions from Committee Members and Responses:

02:29:26 Catherine Duncan, Legislative Fiscal Division

Closing by Sponsor:

02:32:11 Rep. Hollenbaugh

EXECUTIVE ACTION ON HB 9

02:32:33 **Motion:** Rep. Hollenbaugh moved that **HB 9 DO PASS.**

02:32:57 **Motion:** Rep. Hollenbaugh moved that **HB 9 BE AMENDED.**
EXHIBIT(aph62a06)

Discussion:

02:33:25 Rep. Kasten

02:33:52 **Vote:** Motion carried by voice vote 18-2, with Rep. Hawk and Rep. Kasten voting no.

02:34:17 **Motion:** Rep. Hollenbaugh moved **HB 9 DO PASS AS AMENDED.**

02:34:31 **Vote:** Motion carried unanimously by voice vote.

HEARING ON HB 6

Opening Statement by Sponsor:

02:35:41 Rep. Walter McNutt (R), HD 37, opened the hearing on HB 6, Renewable resource grants and loans.

Questions from Committee Members and Responses: None

Closing by Sponsor:

02:38:30 Rep. McNutt

Discussion:

02:39:07 Ms. Duncan
02:41:57 Rep. Morgan
02:42:30 Alex Stanley, Bureau Chief, Resource Development Bureau
02:43:30 Chairman Sesso
02:43:37 Rep. Ankney
02:43:44 Chairman Sesso
02:47:42 Rep. Morgan
02:48:11 Chairman Sesso
02:48:15 Ray Beck, Administrator, Conservation and Resource
Development Division, Department of Natural Resources
and Conservation (DNRC)
02:49:12 Rep. Morgan
02:49:29 Mr. Beck
02:49:44 Chairman Sesso
02:49:47 Rep. Hollenbaugh
02:50:10 Mr. Beck
02:50:35 Rep. Hollenbaugh
02:51:03 Chairman Sesso
02:51:13 Rep. Jones
02:51:58 Rep. Kasten
02:53:02 Rep. Jones
02:53:44 Rep. Kasten
02:54:24 Rep. McNutt

EXECUTIVE ACTION ON HB 6

02:55:04 **Motion:** Rep. Kasten moved that **HB 6 DO PASS.**

02:55:20 **Motion:** Rep. Kasten moved that **HB 6 BE AMENDED.**
EXHIBIT(aph62a07)

02:55:29 **Vote:** Motion carried unanimously by voice vote.

02:55:37 **Motion:** Rep. Kasten moved that **HB 6 DO PASS AS**
AMENDED.

Discussion:

02:56:05 Chairman Sesso
02:56:24 Rep. Glaser
02:56:37 **Vote:** Motion carried unanimously by voice vote.

HEARING ON HB 7

Opening Statement by Sponsor:

02:57:14 Rep. Walter McNutt (R), HD 37, opened the hearing on HB 7, Reclamation and development grants and loans.

Questions from Committee Members and Responses:

02:58:41 Jon Moe, Legislative Fiscal Division
02:59:40 Chairman Sesso
03:03:33 Rep. Morgan
03:03:53 Chairman Sesso
03:04:28 Rep. Morgan
03:04:35 Chairman Sesso
03:05:39 Rep. Morgan

Closing by Sponsor:

03:06:01 Rep. McNutt

EXECUTIVE ACTION ON HB 7

03:06:07 **Motion:** Rep. Kasten moved that **HB 7 DO PASS.**

03:06:18 **Motion:** Rep. Kasten moved that **HB 7 BE AMENDED.**
EXHIBIT(aph62a08)

03:06:32 **Vote:** Motion carried unanimously by voice vote.

03:06:40 **Motion/Vote:** Rep. Kasten moved that **HB 7 DO PASS AS AMENDED.** Motion carried unanimously by voice vote.

HEARING ON HB 8

Opening Statement by Sponsor:

03:07:09 Rep. Walter McNutt (R), HD 37, opened the hearing on HB 8, Renewable resource bonds and loans.

Questions from Committee Members and Responses:

03:09:02 Rep. Villa
03:09:14 Chairman Sesso
03:09:37 Ms. Duncan
03:10:53 Chairman Sesso

Closing by Sponsor:

03:10:58 Rep. McNutt

EXECUTIVE ACTION ON HB 8

03:11:32 **Motion:** Rep. McNutt moved that **HB 8 DO PASS.**

03:11:43 **Motion:** Rep. McNutt moved that **HB 8 BE AMENDED.**
EXHIBIT(aph62a09)

03:12:10 **Vote:** Motion carried unanimously by voice vote.

03:12:20 **Motion/Vote:** Rep. McNutt moved that **HB 8 DO PASS AS**
AMENDED. Motion carried unanimously by voice vote.

HEARING ON HB 10

Opening Statement by Sponsor:

03:13:00 Rep. Brady Wiseman (D), HD 65, opened the hearing on
HB 10, Long range information technology funding bill.

Questions from Committee Members and Responses:

03:18:34 Chairman Sesso
03:18:53 Rep. Wiseman
03:23:10 Ms. Duncan
03:25:27 Rep. Hiner
03:26:18 Dick Clark, Chief Information Officer, Department of
Administration
03:26:38 Duane Preshinger, Department of Public Health and Human
Services
03:27:10 Rep. Hiner
03:27:30 Mr. Preshinger
03:27:54 Rep. Hiner
03:28:02 Mr. Preshinger
03:28:27 Rep. Henry
03:29:16 Rep. Morgan
03:29:23 Rep. Henry
03:29:27 Rep. Morgan
03:30:42 Ms. Duncan
03:32:57 Rep. Morgan
03:33:13 Ms. Duncan
03:33:20 Rep. Morgan
03:33:36 Ms. Duncan
03:34:01 Rep. Glaser

03:36:34 Mr. Clark
03:38:31 Chairman Sesso
03:39:34 Mr. Preshinger
03:40:24 Chairman Sesso
03:40:31 Mr. Preshinger
03:40:48 Chairman Sesso
03:40:59 Mr. Preshinger
03:41:29 Margaret Kauska, Administrator, Information Technology
Department of Revenue
03:41:39 Chairman Sesso
03:41:58 Ms. Kauska
03:43:01 Chairman Sesso
03:43:13 Ms. Kauska
03:43:58 Chairman Sesso
03:44:16 Ms. Kauska
03:45:13 Chairman Sesso

Closing by Sponsor:

03:45:26 Rep. Wiseman

Discussion:

03:46:07 Rep. Getz
03:46:20 Rep. Hollenbaugh
03:46:31 Chairman Sesso
03:46:45 Rep. Getz
03:47:11 Chairman Sesso

EXECUTIVE ACTION ON HB 10

03:47:46 **Motion:** Rep. Hollenbaugh moved that **HB 10 DO PASS.**

Discussion:

03:48:21 Rep. Morgan
03:48:24 Chairman Sesso

03:48:36 **Motion:** Rep. Hollenbaugh moved that **HB 10 BE AMENDED.**
EXHIBIT (aph62a10)

Discussion:

03:50:05 Chairman Sesso
03:54:35 Rep. Morgan
03:55:27 Chairman Sesso
03:56:22 Rep. Morgan
03:56:51 Chairman Sesso
03:57:52 Rep. Morgan

03:57:58 Rep. Hiner
03:58:35 Chairman Sesso
03:59:17 Rep. Glaser
04:01:08 Chairman Sesso
04:01:20 Rep. Jones
04:02:01 Rep. Kasten
04:02:45 Chairman Sesso
04:03:22 Rep. Morgan
04:04:20 Chairman Sesso

Afternoon meeting continued on next set of minutes.

ADJOURNMENT

04:05:14 Adjournment: 12:30 P.M.

Samuel Speerschneider, Secretary

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Additional Documents:

EXHIBIT ([aph62aad.pdf](#))